

SEVENTY-FIRST DAY, MARCH 19, 2007

2007 REGULAR SESSION

## SEVENTY-FIRST DAY

## NOON SESSION

Senate Chamber, Olympia, Monday, March 19, 2007

The Senate was called to order at 12:00 noon by President Owen. No roll call was taken.

## MOTION

On motion of Senator Eide, the reading of the Journal of the previous day was dispensed with and it was approved.

## MOTION

There being no objection, the Senate advanced to the first order of business.

## REPORTS OF STANDING COMMITTEES

March 15, 2007

HB 1137 Prime Sponsor, Fromhold: Creating the water quality capital account. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Carrell, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

Passed to Committee on Rules for second reading.

March 15, 2007

HB 1185 Prime Sponsor, Van De Wege: Extending the expiration date for reporting requirements on timber purchases. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Carrell, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Kohl-Welles, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

Passed to Committee on Rules for second reading.

March 15, 2007

SHB 1261 Prime Sponsor, Committee on Appropriations: Purchasing service credit for periods of temporary duty disability in the law enforcement officers' and fire fighters' retirement system plan 2, the teachers' retirement system, the school employees' retirement system, and the public safety employees' retirement system. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Carrell, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Kohl-Welles, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

Passed to Committee on Rules for second reading.

March 15, 2007

SHB 1262 Prime Sponsor, Committee on Appropriations: Addressing the public employment of retirees from the teachers' retirement system plan 1 and the public employees' retirement system plan 1. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Carrell, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Kohl-Welles, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

Passed to Committee on Rules for second reading.

March 15, 2007

SHB 1264 Prime Sponsor, Committee on Appropriations: Addressing the portability of public retirement benefits. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Carrell, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Kohl-Welles, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

Passed to Committee on Rules for second reading.

March 15, 2007

HB 1291 Prime Sponsor, Quall: Allowing advance deposit wagering to continue beyond October 1, 2007. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: Do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin and Holmquist

Passed to Committee on Rules for second reading.

March 15, 2007

HB 1293 Prime Sponsor, Cody: Modifying insurance commissioner regulatory assessment fee provisions. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Kohl-Welles, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

MINORITY recommendation: Without recommendation. Signed by Senator Carrell

Passed to Committee on Rules for second reading.

March 15, 2007

HB 1305 Prime Sponsor, Kretz: Repealing the statutes regulating food lockers. Reported by Committee on Agriculture & Rural Economic Development

MAJORITY recommendation: Do pass. Signed by Senators Rasmussen, Chair; Hatfield, Vice Chair; Morton, Schoesler and Shin

Passed to Committee on Rules for second reading.

March 15, 2007

HB 1311 Prime Sponsor, Grant: Continuing the small farm direct marketing assistance program. Reported by Committee on Agriculture & Rural Economic Development

MAJORITY recommendation: Do pass. Signed by Senators Rasmussen, Chair; Hatfield, Vice Chair; Morton, Schoesler and Shin

Passed to Committee on Rules for second reading.

March 15, 2007

SHB 1338 Prime Sponsor, Committee on State Government & Tribal Affairs: Authorizing the Washington beer commission to receive gifts, grants, and endowments. Reported by Committee on Agriculture & Rural Economic Development

MAJORITY recommendation: Do pass. Signed by Senators Rasmussen, Chair; Hatfield, Vice Chair; Morton, Schoesler and Shin

Passed to Committee on Rules for second reading.

March 15, 2007

SHB 1381 Prime Sponsor, Committee on Finance: Making changes of a technical nature to tax laws. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Carrell, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Kohl-Welles, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

Passed to Committee on Rules for second reading.

March 15, 2007

SHB 1398 Prime Sponsor, Committee on Capital Budget: Expanding the University of Washington's and Washington State University's local borrowing authority. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Carrell, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Kohl-Welles, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

Passed to Committee on Rules for second reading.

March 15, 2007

HB 1457 Prime Sponsor, Lovick: Concerning the employment of youth soccer referees. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: Do pass as amended. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin and Holmquist

Passed to Committee on Rules for second reading.

March 15, 2007

HB 1556 Prime Sponsor, Walsh: Designating the Walla Walla sweet onion as the official Washington state vegetable. Reported by Committee on Agriculture & Rural Economic Development

MAJORITY recommendation: Do pass. Signed by Senators Rasmussen, Chair; Hatfield, Vice Chair; Morton and Shin

MINORITY recommendation: Without recommendation. Signed by Senator Schoesler

Passed to Committee on Rules for second reading.

March 15, 2007

SHB 1566 Prime Sponsor, Committee on Finance: Modifying the rural county tax credit. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Carrell, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Kohl-Welles, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

Passed to Committee on Rules for second reading.

March 15, 2007

SHB 1574 Prime Sponsor, Committee on Commerce & Labor: Modifying provisions concerning the uniform regulation of business and professions. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: Do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin and Holmquist

Passed to Committee on Rules for second reading.

March 15, 2007

HB 1674 Prime Sponsor, Hunter: Authorizing the governor to enter into a cigarette tax contract with the Spokane Tribe. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass as amended. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Carrell, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Kohl-Welles, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

Passed to Committee on Rules for second reading.

March 15, 2007

SHB 1693 Prime Sponsor, Committee on Commerce & Labor: Modifying time periods for collective bargaining by state ferry employees. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: Do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin and Holmquist

Passed to Committee on Rules for second reading.

March 15, 2007

SHB 1784 Prime Sponsor, Committee on Capital Budget: Eliminating limitations on the investment of certain state moneys. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget

SEVENTY-FIRST DAY, MARCH 19, 2007

2007 REGULAR SESSION

Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Carrell, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Kohl-Welles, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

CHRISTINE O. GREGOIRE, Governor

Referred to Committee on Higher Education.

Passed to Committee on Rules for second reading.

MOTION

On motion of Senator Eide, all appointees listed on the Gubernatorial Appointments report were referred to the committees as designated.

March 15, 2007

HB 1888 Prime Sponsor, Linville: Regarding Brassica seed production. Reported by Committee on Agriculture & Rural Economic Development

MAJORITY recommendation: Do pass. Signed by Senators Rasmussen, Chair; Hatfield, Vice Chair; Morton, Schoesler and Shin

Passed to Committee on Rules for second reading.

MOTION

There being no objection, the Senate advanced to the fourth order of business.

MESSAGE FROM THE HOUSE

March 16, 2007

March 15, 2007  
SHJR 4215 Prime Sponsor, Committee on Capital Budget: Eliminating prohibitions on the investment of certain state moneys. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Pridemore, Vice Chair, Operating Budget; Brandland, Carrell, Fairley, Hatfield, Hobbs, Honeyford, Keiser, Kohl-Welles, Oemig, Parlette, Rasmussen, Regala, Rockefeller, Schoesler, Tom and Zarelli

Passed to Committee on Rules for second reading.

MR. PRESIDENT:  
The House has passed the following bills:  
SUBSTITUTE SENATE BILL NO. 5089,  
and the same is herewith transmitted.

RICHARD NAFZIGER, Chief Clerk

SIGNED BY THE PRESIDENT

The President signed:  
SUBSTITUTE SENATE BILL NO. 5089

MOTION

There being no objection, the Senate advanced to the fifth order of business.

MOTION

On motion of Senator Eide, all measures listed on the Standing Committee report were referred to the committees as designated.

INTRODUCTION AND FIRST READING

MOTION

On motion of Senator Eide, the Senate advanced to the third order of business.

SB 6149 by Senators Hobbs, Haugen, Berkey and Shin

AN ACT Relating to higher education investment districts; and adding a new chapter to Title 28B RCW.

Referred to Committee on Higher Education.

MESSAGE FROM THE GOVERNOR  
GUBERNATORIAL APPOINTMENTS

MOTION

February 27, 2007  
TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON  
Ladies and Gentlemen:

On motion of Senator Eide, the measure listed on the Introduction and First Reading report was referred to the committee as designated.

MOTION

I have the honor to submit the following reappointment, subject to your confirmation.

STEVEN MARQUEZ, PH.D., reappointed February 21, 2007, for the term ending December 5, 2010, as Member of the Western State Hospital Advisory Board.

On motion of Senator Eide, the Senate advanced to the eighth order of business.

MOTION

Sincerely,  
CHRISTINE O. GREGOIRE, Governor  
Referred to Committee on Human Services & Corrections.

Senator Kilmer moved adoption of the following resolution:

SENATE RESOLUTION  
8665

February 16, 2007  
TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON  
Ladies and Gentlemen:

By Senators Kilmer, Honeyford, Weinstein, Kauffman and Haugen

I have the honor to submit the following appointment, subject to your confirmation.

CELESTE STRAHL, appointed February 16, 2007, for the term ending September 30, 2007, as Member, Board of Trustees, Technical College District #26 (Lake Washington).

Sincerely,

WHEREAS, Traumatic Brain Injuries have impacted 5.3 million American citizens who now live with resulting disabilities; and  
WHEREAS, Every 21 seconds one person in the United States sustains a Traumatic Brain Injury, equaling roughly 4,000 people daily and 1.5 million people annually; and

SEVENTY-FIRST DAY, MARCH 19, 2007

WHEREAS, Out of the 1.5 million people annually who sustain Traumatic Brain Injuries, 50,000 of them will die, while an additional 80,000 will experience the onset of life-long disabilities as a result of their brain injury; and

WHEREAS, Traumatic Brain Injuries occur more frequently than Multiple Sclerosis, spinal cord injuries, HIV/AIDS, and breast cancer combined; and

WHEREAS, In Washington State, Traumatic Brain Injury patients constitute 10 percent of the state's population of persons with disabilities; and

WHEREAS, There is no cure for Traumatic Brain Injuries, only prevention; and

WHEREAS, The Brain Injury Association of America has created a partnership with the National Centers for Disease Control and Prevention, the Health Resources and Services Administration in the United States Department of Health and Human Services, the Defense Brain and Spinal Cord Injury Program for veterans and military personnel, the Washington Protection and Advocacy System, and the Brain Injury Association of Washington, that strives to provide a better future for TBI patients through prevention, research, education, and advocacy; and

WHEREAS, The Traumatic Brain Injury advocacy groups mentioned above have recognized and declared the month of March 2007 National Brain Injury Awareness Month; and

WHEREAS, March 2007 marks the 25th anniversary of the Brain Injury Association;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate recognize and honor the work of these organizations in their efforts to combat Traumatic Brain Injuries; and

BE IT FURTHER RESOLVED, That the Washington State Senate honor these organizations and the victims of Traumatic Brain Injury during the month of March, National Brain Injury Awareness Month.

Senator Kilmer spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8665.

The motion by Senator Kilmer carried and the resolution was adopted by voice vote.

INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced Mr. Richard Hedrick, Mrs. Suzanne Griffin and Mr. Greg Cordoba advocates for those dealing with brain injuries who were seated in the gallery.

MOTION

At 12:09 p.m., on motion of Senator Eide, the Senate adjourned until 12:00 p.m. Tuesday, March 20, 2007.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

|        |                  |   |
|--------|------------------|---|
| 1137   | Committee Report | 1 |
| 1185   | Committee Report | 1 |
| 1261-S | Committee Report | 1 |
| 1262-S | Committee Report | 1 |
| 1264-S | Committee Report | 1 |
| 1291   | Committee Report | 1 |

SEVENTY-FIRST DAY, MARCH 19, 2007

2007 REGULAR SESSION

|                         |                                  |   |
|-------------------------|----------------------------------|---|
| 1293                    |                                  |   |
|                         | Committee Report .....           | 1 |
| 1305                    |                                  |   |
|                         | Committee Report .....           | 1 |
| 1311                    |                                  |   |
|                         | Committee Report .....           | 2 |
| 1338-S                  |                                  |   |
|                         | Committee Report .....           | 2 |
| 1381-S                  |                                  |   |
|                         | Committee Report .....           | 2 |
| 1398-S                  |                                  |   |
|                         | Committee Report .....           | 2 |
| 1457                    |                                  |   |
|                         | Committee Report .....           | 2 |
| 1556                    |                                  |   |
|                         | Committee Report .....           | 2 |
| 1566-S                  |                                  |   |
|                         | Committee Report .....           | 2 |
| 1574-S                  |                                  |   |
|                         | Committee Report .....           | 2 |
| 1674                    |                                  |   |
|                         | Committee Report .....           | 2 |
| 1693-S                  |                                  |   |
|                         | Committee Report .....           | 2 |
| 1784-S                  |                                  |   |
|                         | Committee Report .....           | 2 |
| 1888                    |                                  |   |
|                         | Committee Report .....           | 3 |
| 4215-S                  |                                  |   |
|                         | Committee Report .....           | 3 |
| 5089-S                  |                                  |   |
|                         | Messages .....                   | 3 |
|                         | President Signed .....           | 3 |
| 6149                    |                                  |   |
|                         | Introduction & 1st Reading ..... | 3 |
| 8665                    |                                  |   |
|                         | Adopted .....                    | 4 |
|                         | Introduced .....                 | 3 |
| MESSAGE FROM GOVERNOR   |                                  |   |
|                         | Gubernatorial Appointments ..... | 3 |
| PRESIDENT OF THE SENATE |                                  |   |
|                         | Intro. Special Guests .....      | 4 |